

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ERIC RAYMONE BROOKS,

Petitioner,

v.

CASE NO. 11-12323  
HONORABLE VICTORIA A. ROBERTS

THOMAS BIRKETT,

Respondent.

**JUDGMENT**

This matter came before the Court on a habeas corpus petition under 28 U.S.C. § 2254. For the reasons set forth in an opinion and order issued on January 9, 2014,

- (1) Judgment is entered in favor of respondent Thomas Birkett and against petitioner Eric Raymone Brooks;
- (2) A certificate of appealability is **DENIED**; and
- (3) Petitioner may proceed *in forma pauperis* on appeal.

**IT IS ORDERED.**

Dated at Detroit, Michigan, this 9<sup>th</sup> day of January, 2014.

DAVID J. WEAVER  
COURT ADMINISTRATOR

By: s/Holly A. Monda for Carol A. Pinegar  
DEPUTY CLERK

APPROVED:

S/Victoria A. Roberts  
VICTORIA A. ROBERTS  
UNITED STATES DISTRICT JUDGE